

UNITED STATES DISTRICT COURT

for the

Southern District of Indiana

United States of America

v.

Mario Rodas, aka "Ruben Echavaria," aka "Julio Cesar
Zamora," aka "Guatemala"

Case No: 2:10CR000026-003

USM No: 09860-028

Date of Original Judgment: 07/13/2012

Date of Previous Amended Judgment:

(Use Date of Last Amended Judgment if Any)

Pro Se

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☒ DENIED. ☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____ months is reduced to _____.

(Complete Parts I and II of Page 2 when motion is granted)

Because of the amount of drugs involved, the applicable guideline sentence was not lowered as a result of the changes to the Drug Quantity Table at §2D1.1. In addition, Mr. Rodas' sentence was imposed pursuant to an 11 (c)(1)(C) plea agreement not tied to a guideline calculation; therefore, he is not eligible for a sentence reduction under Amendment 782.



Except as otherwise provided, all provisions of the judgment dated _____ shall remain in effect.

IT IS SO ORDERED.

Order Date: 10/26/2016

Effective Date: _____
(if different from order date)

Hon. Jane Magnus-Stinson, Judge
United States District Court
Southern District of Indiana